IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 2142 OF 2003
IN
INCOME TAX APPEAL (LDG.) NO. 681 OF 2003

The Commissioner of Income-tax,
City-VII, Mumbai. ... Appellant.

V/s.

M/s.Namrata Exports P.Ltd. ... Respondent.

Mr A. D. Kango for the appellant.

None for the respondent.

CORAM : DR.S.RADHAKRISHNAN and V.C.DAGA, JJ.

DATED : 23rd April 2007.

P.C. :
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1. Heard the learned counsel for the parties.

2. Perused affidavit as well as additional affidavit in support of the Notice of Motion seeking condonation of 108 days delay. Sufficient cause is made out for condoning delay in filing the above appeal. There is no case of inaction, negligence or want of bona fide on the part of the appellant. Hence, the notice of motion is made absolute in terms of prayer clause (a).

(V.C.DAGA, J.) (DR.S.RADHAKRISHNAN, J.)